

**THE MINUTES OF THE HOUSE STANDING COMMITTEE
ON
JUDICIARY**

Wednesday, March 21, 2007

9:00 a.m.

Room 521 House Office Building

The House Standing Committee on Judiciary was called to order by **Representative Paul Condino**, Chair.

MEMBERS PRESENT: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Virgil Smith, Warren, Schuitmaker, David Law, Stakoe, Rick Jones and Rocca.

MEMBERS ABSENT/EXCUSED: Representative Elsenheimer.

Chairman Condino laid **HB 4184** and **HB 4272** before the committee:

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| HB 4184 | Condino | Corrections; alternatives; special alternative incarceration programs for prisoners; revise eligibility requirements. |
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| HB 4272 | Condino | Criminal procedure; probation; special alternative incarceration program as a condition of probation; revise eligibility requirements. |
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TESTIMONY

Chairman Condino, sponsor of HB 4184 and HB 4272, explained his bills to the committee.

Heidi Washington, representing the Michigan Department of Corrections, testified in support of the bills.

Representative Bieda moved to report **HB 4184** with recommendation.

The motion prevailed by a vote of **12-1-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, Stakoe, Rick Jones and Rocca,

Nays: Representative David Law,

Pass: None.

Representative Bieda moved to report **HB 4272** with recommendation.

The motion prevailed by a vote of **12-1-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, Stakoe, Rick Jones and Rocca,
Nays: Representative David Law,
Pass: None.

Chairman Condino laid **HB 4475** before the committee:

HB 4475 Meadows Corrections; prisoners; commutation hearings and procedures; expedite for prisoners who are terminally ill.

TESTIMONY

Representative Meadows, sponsor of HB 4475, explained his bill to the committee.

Heidi Washington, representing the Michigan Department of Corrections, testified in support of the bill.

Barbara Sampson and **John Rubitschun**, representing the Parole Board of the Michigan Department of Corrections, testified in support of the bill.

Representative Meadows offered the following amendments to **HB 4475**:

1. Amend page 7, line 17, after “**WITHIN**” by striking out “**10**” and inserting “**14**”.
2. Amend page 10, line 4, by striking out “**10**” and inserting “**14**”.

Representative Meadows moved to adopt the amendments.

The motion prevailed by a vote of **12-0-2**.

FAVORABLE ROLL CALL:

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Virgil Smith, Warren, Schuitmaker, Stakoe and Rick Jones,
Nays: None,
Pass: Representatives David Law and Rocca.

Representative Virgil Smith moved to report **HB 4475** with recommendation, as amended.

The motion prevailed by a vote of **(8-2-4)**.

FAVORABLE ROLL CALL:

Yeas: Representatives Condino, Coulouris, Bieda, Meadows, Meisner, Scott, Virgil Smith and Warren,
Nays: Representatives Schuitmaker and Rocca,
Pass: Representatives Corriveau, David Law, Stakoe and Rick Jones.

Chairman Condino laid **HB 4249** before the committee:

HB 4249 Sheltroun Property; other; adverse possession of certain property; prohibit if property taxes are paid by title owner.

TESTIMONY

Representative Sheltroun, sponsor of HB 4249, explained his bill to the committee. Questions and discussion followed.

Chairman Condino laid **HB 4217** before the committee:

HB 4217 Robert Jones Consumer protection; unfair trade practices; application of Michigan consumer protection act to actions expressly permitted by law; clarify.

TESTIMONY

Representative Robert Jones, sponsor of HB 4217, explained his bill to the committee.

Ed Bladen, a retired Assistant Attorney General of Michigan, testified in support of the bill.

Alexander Lipsey, testified in support of the bill.

Greg McClelland, representing the Michigan Association of Realtors, testified in opposition to the bill.

Lee Schwartz, representing the Michigan Association of Home Builders, testified in opposition to the bill.

Lorray S.C. Brown submitted written testimony on behalf of the Michigan Advocacy Project (MAP) in support of the bill.

Wendy Block, representing the Michigan Chamber of Commerce, submitted written testimony in opposition to the bill.

Due to time constraints the following people were unable to speak:

Fred Miller, representing the Campaign to Protect Michigan Consumers and the State Bar Consumer Law Section, submitted a card and written testimony in support of the bill.

Larry Kish, representing the Life Insurance Association of Michigan, submitted a card in opposition to the bill.

Kurt Gallinger, representing the Michigan Insurance Coalition, submitted a card in opposition to the bill.

Rick Gamber, representing the Michigan Consumer Federation, submitted a card in support of the bill.

The following people submitted a card and did not wish to speak:

Jennifer Greenberg, representing the Telecommunications Association of Michigan, submitted a card and written testimony in opposition to the bill.

Stephanie Wuttke, representing the Michigan Advocacy Project, submitted a card in support of the bill.

Bill Knox, representing the American Association of Retired People (AARP), submitted a card in support of the bill in concept.

Jim Kirsch, representing AT&T, submitted a card in opposition to the bill as introduced.

James Pedersen, representing the United Auto Workers of Michigan Community Action Program (UAW of Michigan – CAP), submitted a card in support of the bill.

Phil Guyeskay, representing the Michigan Chamber of Commerce, submitted a card in opposition to the bill.

Eric Rule, representing the Michigan Retailers Association, submitted a card in opposition to the bill.

Frank Venuto, representing the American Council of Life Insurers, submitted a card in opposition to the bill.

Andrew Richner, representing ClarkHill, submitted a card in opposition to the bill.

Representative Schuitmaker moved to excuse absent members from the committee. There being no objection, the motion prevailed by unanimous consent.

There being no further business to come before the committee, the Chair adjourned the meeting at 10:33 a.m.

Representative Paul Condino, Chair
House Standing Committee on Judiciary
Malika Abdur-Rashid
Committee Clerk
517-373-7256
1 Hour and 33 Minutes